

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK

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GLEND A GLOVER,

Plaintiff,

-vs-

TRACY WYNELL JONES d/b/a/ T.W. JONES  
DEVELOPMENT & MARVIN K. MAYE,  
Defendants.

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**NOTICE OF CROSS MOTION**  
Civ. No.: 05-cv-6124(CJS)(F)

**PLEASE TAKE NOTICE:**

Motion By:

CHRISTINA A. AGOLA  
Attorneys for Plaintiff (s)  
Office and Post Office Address  
730 First Federal Plaza  
Rochester, New York 14614  
Telephone: (585) 262-3320  
caaesq@rochester.rr.com

Date, Time & Place of Hearing:

At a date and time to be determined by the court.

Supporting Papers:

Affidavit of Christina A. Agola, Esq. sworn to on September 8<sup>th</sup>, 2006 pursuant to Fed. R. Civ. P. Rule 56(f), together with Exhibits, and with the attached Memorandum of Law.

Relief Demanded:

For an Order Pursuant to Fed. R. Civ. P. Rule. 56(f) continuing discovery so as to allow Plaintiff to take the deposition of each named defendant as previously attempted in good faith.

DATED: September 8, 2006  
Rochester, New York

/s/ Christina A. Agola, Esq.  
Law Office of Christina A. Agola  
730 First Federal Plaza  
28 East Main Street  
Rochester, New York 14614  
Telephone: 585.262.3320  
caaesq@rochester.rr.com

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK

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GLEND A GLOVER ,

Plaintiff,

**CERTIFICATE OF SERVICE**

-v-

TRACEY WYNELL JONES, doing as  
T.W. JONES DEVELOPMENT, and  
MARVIN MAYE,

Defendants

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Civ Act. No.:  
05-CV-6124 CJS

PLEASE TAKE NOTICE that on the 8<sup>th</sup> day of September 2006, the undersigned duly filed with the District Court for the Western District of New York a copy of the annexed Notice of Cross Motion pursuant to Rule 56(f) by electronically filing the same via the ECF filing system.

DATED: September 8, 2006  
Rochester, New York

/s/ Christina A. Agola.  
Law Office of Christina A. Agola  
Attorney for Plaintiff  
730 First Federal Plaza  
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